

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

TRUEPOSITION, INC.

Plaintiff,

vs.

LM ERICSSON TELEPHONE COMPANY
(TELEFONAKTIEBOLAGET LM ERICSSON)

QUALCOMM, INC.

Case No. 2:11-cv-4574

ALCATEL-LUCENT, S.A.

THIRD GENERATION PARTNERSHIP
PROJECT A/K/A 3GPP

and

EUROPEAN TELECOMMUNICATIONS
STANDARDS INSTITUTE

Defendants.

**DEFENDANT ERICSSON'S MOTION TO DISMISS
THE COMPLAINT OF TRUEPOSITION INC.**

Pursuant to Federal Rule of Civil Procedure 12(b)(6), defendant LM Ericsson Telephone Company (Telefonaktiebolaget LM Ericsson) ("Ericsson") hereby moves the Court to dismiss plaintiff TruePosition, Inc.'s Complaint as against Ericsson. The grounds for this Motion are set forth in the accompanying Memorandum of Law in Support of Defendant Ericsson's Motion to Dismiss.

Oral argument is respectfully requested.

WHEREFORE, defendant Ericsson respectfully requests that the Court grant this Motion and dismiss this action as against Ericsson pursuant to Federal Rule of Civil Procedure 12(b)(6).

Respectfully submitted,

October 11, 2011

By: /s/ Steven E. Bizar

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